

DIST/OFFICE	DOCKET YR.	NUMBER	FILED DATE MO. DAY YEAR	J	N/S	O	R	23	\$	DEMAND OTHER	JUDGE NUMBER	COURT DEM.	YR.	DOCKET NUMBER
1085/4	75	0452	09 26 75	1	442	1					8510	--F-- 2-20	75	0452-C

PLAINTIFFS

McFARLAND, Leonard

DEFENDANTS

BAKERY and CONFECTIONERY
WORKERS' LOCAL UNION 65

CAUSE

Pltf. states this Court has jurisdiction over this case under 28:1337, as arising under an act of Congress regulating commerce, under 28:1343, granting jurisdiction in civil matters and under 42:2000, pertaining to equal employment opportunity.

ATTORNEYS

Don Glover
Byron S. Matthews
630 West 7th - Suite 515
Tulsa, OK 74127
918-584-3338

John M. Keefer,
Jarboe, Keefer & Barrow
1210 Mid-Continent Bldg.,
Tulsa, Ok. 74103

☒ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
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FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED

JS-5 10-1-75

JS-6 10-1-76

DATE	NR.	PROCEEDINGS
9-26-75	1.	Application and Order to proceed w/o prepayment of costs, filed. v
9-26-75	2.	Complaint, filed. v Summons issued.
9-29-75	3.	Plaintiff's First Amendment to Complaint, filed.k
10-9-75		Summons, ret. & filed: served Union by serving President, Dave Walker Muskogee, Ok. on 10-7-75. (USM \$4.00)g
10-24	4	Application for ext. of time to plead or answer, filed. g
10-24		Order (part of appl.), filed, ext. time to 11-12-74. (JCS-Clk)g 7-12
11-11	5	Deft's answer to plaintiff's complaint & first amended complaint filed. tc
11-17	6	Plaintiff, Leonard McFarland, Demand for Jury Trial, filed. tc
12-11	MO:	Case set for PT hearing 2-5-76 at 10:00 a.m. (HDC-J)hm
2-4-76	7.	Mot. to Strike Demand for Jury Trial & Brief, fld. by Deft. v
2-5	MO:	Pretrial hearing held. Statements made. Parties announce discovery not complete. Pltf. given 10 days to respond to defts' mo. to strike demand for jury. Case to be set for trial after determination on jury question. If jury allowed, requested instructions to be filed 10 days prior to trial. Parties to file simultaneous brief on duties & obligations of deft. by 3-12-76; Parties to answer within 7 days thereafter if desired. Pltf. to prepare Pre-Trial order by 2-6-76. (HDC-J)ph
2-9	8	Pre-trial order, filed. t cps. mld.
2-20	9.	Withdrawal of Demand for Jury Trial, fld. by Pltf. v (w/leave of Court)
2-23	MO:	Case set for non-jury trial 5-3-76 at 10:00 a.m. (HDC-J)hm (notices mailed)
3-12	10.	Brief of pltf. on obligation and duty of def. to rep. pltf., filed. rm
3-19	11.	Brief of deft. Union concerning the extent of its legal obligation to represent pltf, filed.k
3-26	12.	Pltf's reply brief to deft's brief on extent of legal obligation to represent pltf, filed.k
3-26	13.	Resp. to Pltf's Brief concerning the Duty owed by Deft. to Represent Plaintiff, filed.jj
4-20	14.	Deft's notice to take depositions of Wilson Hervey & B. M. Johnson on 4-23-76 at 9:00 a.m., filed. ph Subpoena issued.
4-22		Subpoena ret & filed: Served Wilson Harvey at Tulsa, OK on 4-20-76. ph
4-22		Subpoena ret & filed: Served B. M. Johnson at Tulsa, OK on 4-21-76. ph
4-29	MO:	Upon applic. of parties, case stricken from N/J assignment of 5-3-76; case to be submitted on motions for S/J; parties to notify Court as soon as depos. & relevant documentary evidence has been filed of record; parties will each be given 20 days thereafter to file a memo. brief & 10 days thereafter to respond. (HDC-J)hm (letter written parties)
5-11		Deposition of Billy Mac Johnson, on behalf of def., taken on 4/23/76, filed. (D. Lindquist-CSR) (\$111.00 pd. by def) rm
5-17		Deposition of Wilson Hervey, on behalf of deft, taken on 4-23-76, filed. (D. Lindquist-CSR) (\$61.50 pd by deft.)ph
5-28	15.	Appl. for separation of issues of liability and damages, filed. ph
5-28	16.	Order, filed, separating issues of liability and damages. (HDC-J)ph cps mld

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-452</u>
Leonard McFarland		Bakery & Confectionery Workers Local Union 65	PAGE <u>3</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
1976			
6-7	17.	Pltf's motion for S/J, filed. ph	
6-7	18.	Pltf's brief supporting motion for S/J, filed. ph	
6-7	MO:	It is ordered by the Court that the deft. file a resp. brief within 10 days to the pltf's motion for S/J, (HDC-J)ph ltr. mld.	
6-7	19.	Mo/SJ of def., filed. rm	
6-7	20.	Brief in support of def. mo/SJ, filed. rm	
6-8	MO:	Ordered by the Court that pltf. is granted 10 days in which to respond to def. mo/SJ. (HDC-J)rm - letter	
6-17	21.	Pltf's reply brief supporting motion for S/J, filed. ph	
6-17	22.	Reply brief of def. in response to pltf. brief, re mo/SJ, filed. rm	
9-22	23.	Judgment, filed and entered, in favor of deft. and against pltf. on pltf's complaint & amended complaint. (HDC-J)hm (copies mailed)	
10-20	24.	Notice of appeal by pltf. from judg. of 9/22/76, filed. rm (copy to counsel and USCA)	
11-11		Original record on appeal (3 vols., orig. & 3 copies) transmitted to USCA. rm	
7-12-78		Mandate & Opinion of USCA affirming judgment of 9-22-76, filed and spread of record. g	
7-12-78		Rec'd appeal record from USCA. g <i>rec'd copy - sent to counsel</i>	
10-30-78		Copy of appeal record received from USCA. rm	

PLAINTIFF	DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
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PAGE ____ OF ____ PAGES

NR.

PROCEEDINGS